

## *St. Louis City Ordinance 62738*

FLOOR SUBSTITUTE

BOARD BILL NO. [92] 165

INTRODUCED BY ALDERMAN Phyllis Young

An ordinance approving the Addendum No. 3 to the Development Plan of Laclede's Landing Redevelopment Corporation dated July 27, 1992, amending the Development Plan approved by Ordinance 57085 as previously amended by Addendum No. 2 approved by Ordinance 58515 to correct various exhibits and extend certain performance time; authorizing the Mayor and the Comptroller to enter into an amendment contract on behalf of the City of St. Louis with Laclede's Landing Redevelopment Corporation; setting forth the terms and conditions of said amendment contract; and containing a severability clause and an emergency clause.

WHEREAS, the Board of Alderman by Ordinance 57085 approved the Development Plan of Laclede's Landing Redevelopment Corporation dated July 11, 1975, as revised by Addendum No. 1 dated September 25, 1977, and authorized the Mayor and Comptroller to enter into an agreement between the City of St. Louis (the "City") and Laclede's Landing Redevelopment Corporation; and

WHEREAS, the Board of Aldermen by Ordinance 58515 approved the Addendum No. 2 dated November 11, 1981, revised December 7, 1981, to the Development Plan of Laclede's Landing Redevelopment Corporation and authorized the Mayor and the Comptroller to enter into an amending agreement between the City of St. Louis and Laclede's Landing Redevelopment Corporation; and

WHEREAS, Laclede's Landing Redevelopment Corporation and the City desire to amend the Development Plan as amended by Addenda No. 1 and No. 2 to provide for technical changes in exhibits to the Development Plan to reflect actual conditions, changes in street use and restrictions and to extend time for performance of certain obligations of the Developer; and

WHEREAS, the Laclede's Landing Redevelopment Corporation did on July 29, 1992, submit an Addendum No. 3 dated July 27, 1992, to the Community Development Commission (the "Commission"); and

WHEREAS, the Commission did adopt a resolution on August 7, 1992, approving said Addendum No. 3 submitted and dated July 27, 1992, which resolution was duly transmitted to the Mayor and to the Board of Aldermen on September 15, 1992; and

WHEREAS, it was determined that the Addendum No. 3 as revised is in the public interest and serves the public purpose.

NOW THEREFORE, BE IT ORDAINED BY THE CITY OF ST. LOUIS AS FOLLOWS:

Section One. It is hereby determined, found and declared that the Addendum No. 3 to the Development Plan of Laclede's Landing Redevelopment Corporation as submitted and dated July 27, 1992, as approved by the Commission, and as thereafter transmitted by the Mayor to the Board of Aldermen, is in the public interest and is incorporated herein by reference in its entirety (herein termed "Addendum No. 3").

Section Two. The Mayor and the Comptroller of the City of St. Louis shall be and are hereby authorized and directed to enter into and perform in behalf of the City a contract by and between said City and the Laclede's Landing Redevelopment Corporation, its successors and assigns.

Section Three. The said contract is hereby made a part of this ordinance and said contract shall be substantially in words and figures as follows:

#### AGREEMENT

An Agreement entered into this \_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, between the City of St. Louis, hereinafter referred to as "City" and Laclede's Landing Redevelopment Corporation, its subsidiaries, its successors and assigns, hereinafter referred to as "Corporation" to amend the Development Plan of Laclede's Landing Redevelopment Corporation to include Addendum No. 3 to the Development Plan heretofore submitted by the Corporation, approved and enacted by the Board of Aldermen of the City of St. Louis by the ordinance of which this Agreement is a part;

WHEREAS, the Board of Aldermen of the City of St. Louis has enacted into law Ordinance 57085 approving the Development Plan of Laclede's Landing Redevelopment Corporation for Development of Laclede's Landing dated July 11, 1975, as amended by Addendum No. 1 dated September 16, 1975; and

WHEREAS, the Board of Aldermen of the City of St. Louis has enacted into law Ordinance 58515 approving the Addendum No. 2 submitted by the Corporation dated November 11, 1981, and as revised on December 7, 1981 (the "Addendum No. 2"); and

WHEREAS, the Board of Aldermen of the City has enacted into law an ordinance of which this Agreement is a part approving the Addendum No. 3 submitted by the Corporation dated July 27, 1992 (the "Addendum No. 3"); and

WHEREAS, said ordinance directs the Mayor and the Comptroller of the City to enter into a contract with the Corporation to amend the said Development Plan.

NOW, THEREFORE, the City and the Corporation, its successors and assigns, do agree as follows:

Whenever the term "Development Plan" is used in the (i) Development Plan of Laclede's Landing Redevelopment Corporation for Development of Laclede's Landing dated July 11, 1975, as amended by Addendum No. 1 dated September 16, 1975 and as amended by Addendum No. 2 dated November 11, 1981, revised December 7, 1981, and (ii) the Agreement between the City of St. Louis and Laclede's Landing Redevelopment Corporation made a part of Ordinance 57085 as amended by the Agreement made a part of Ordinance 58515, it shall refer to the Development Plan incorporated by reference in Ordinance 57085 as amended by Addendum No. 2 thereto approved by Ordinance 58515 and as amended by Addendum No. 3 thereto approved by the ordinance approving this Agreement together with amendments and modifications, if any thereto.

IN WITNESS WHEREOF, the parties have hereunto set their hands and seals the day and year first above written.

CITY OF ST. LOUIS

By:  
Mayor

By:  
Comptroller

Attest:

ATTEST:

LACLEDE'S LANDING

REDEVELOPMENT CORPORATION

By:

President

ATTEST:

By:

Secretary

Approved as to form:

City Counselor

Section Four. The sections of this Ordinance shall be severable. In the event that any Section of this Ordinance is found by a Court of competent jurisdiction to be unconstitutional the remaining Sections of this Ordinance are valid unless the Court finds the valid Sections of this Ordinance are so essentially and inseparably connected with, and so dependent upon, the void Section that it cannot be presumed that the Aldermen would have enacted the valid sections without the void ones; or unless the Court finds that the valid Sections, standing alone are incomplete and are incapable of being executed in accordance with the legislative intent.

Section Five. The passage of this Ordinance being deemed necessary for immediate preservation of the health and safety, it is hereby declared to be an emergency measure, and shall become effective immediately upon its passage and approval by the Mayor.

Legislative History				
1ST READING	REF TO COMM	COMMITTEE	COMM SUB	COMM AMEND
09/18/92	09/18/92	HUDZ		
2ND READING	FLOOR AMEND	FLOOR SUB	PERFECTN	PASSAGE

<b>10/23/92</b>			<b>10/30/92</b>	<b>11/06/92</b>
<b>ORDINANCE</b>	<b>VETOED</b>		<b>VETO OVR</b>	
<b>62738</b>				